



OFFICE MEMORANDUM

DATE: May 9, 2003

TO: Region Engineers
Region Delivery Engineers
TSC Managers
Resident/Project Engineers
Region Construction Engineers

FROM: Larry E. Tibbits
Chief Operations Officer

John C. Friend
Engineer of Delivery

SUBJECT: Bureau of Highway Instructional Memorandum 2003-07
Davis-Bacon Act Compliance - Minimum Wage Rate Interviews
and Certified Payrolls (Supersedes BOH IM 2002-07)

Resident/project engineers are required to conduct annual wage rate interviews on all federally funded projects during the construction season. These interviews are to assure that all laborers and mechanics are paid specified wage rates and fringe benefits in the project proposal.

Please check the project proposal to determine if the project is federally funded and the Davis-Bacon Act is applicable. Also, check "Notice to Bidders" for the certified payrolls requirement.

Certified weekly payrolls and minimum wage rate interviews are not required on state funded projects. However, on all state projects an original and one copy of Form 1199 (Weekly Employment Report) must be submitted to the resident/project engineer when projects are \$10,000 or more in value, and three or more people are employed.

The interview period this year will span the entire 2003 construction season. However, on pavement marking, landscaping projects, and other seasonal projects, contractors' and subcontractors' employees are to be interviewed during their respective work periods.

Resident and project engineers are to examine and compare the Minimum Wage Rate Interview Sheet (Form 1156, attached) with the certified payroll and basic wage rates published in the project proposal. Make sure that the attached Form 1156 (5/00) is used and properly completed. This form is also available through the MDOT interchange.

Any deficiencies or discrepancies must be resolved by the resident/project engineer. If no resolution is reached within 30 days from the date of notification to the contractor, it should be brought to the attention of the region delivery/operation/field engineer. If the problem still cannot be resolved, the Region Services Unit of the Construction and Technology Support Area,

and the Contract Services Division (Bureau of Finance and Administration) should be notified so that further action can be taken.

Resident/project engineers are requested to give a copy of this memorandum to local government engineers so they are also aware of the Davis-Bacon Act and wage compliance requirement.

Chief Operations Officer

Engineer of Delivery

BOHD:C/T:GCT:kab

Subject Index: Davis-Bacon Labor Compliance

Attachment

cc: C & T Support Area Staff
Real Estate Support Area, M. DeLong
Design Support Area, M. VanPortfleet
Maintenance Support Area, C. Roberts
Traffic & Safety Support Area, J. Culp
C & T Support Area, B. O'Brien
T. Anderson
OEO - S. El Ahmad
C. Rademacher
V. Blaxton
G. Moore
K. Reincke
T. Fudaly, FHWA
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